334

NOTIFICATION.

No. L. D. 2219—Legis. 6-50-47, Bangalore, dated the 26th October 1950.

Ordered that the accompanying Notification No. S.R.O. 735, dated 7th October 1950, of the Ministry of Agriculture under the Sugar and Gur Control Order, 1950, published in the *Gazette of India*, Part II, Section 3, dated the 7th October 1950, be republished in the *Mysore Gazette*, for general information.

By Order of His Highness the Maharaja,

B. S. PUTTASWAMY,
Legal Remembrancer and
Secretary to Government,
Law Department.

MINISTRY OF AGRICULTURE.

NOTIFICATION.

New Delhi, the 7th October 1950.

S.R.O. 735—In exercise of the powers conferred by Section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government is pleased to make the following Order:—

1. *Short title and Commencement.*—(1) This Order may be called the Sugar and Gur Control Order, 1950.

(2) It extends to the whole of India except the State of Jammu and Kashmir.

(3) It shall come into force at once.

2. In this Order unless the context otherwise requires:—

(a) "Dealer" means a person carrying on the business of purchasing, selling or distributing sugar or gur or both.

(b) "Ex-factory price" means the price of sugar inclusive of excise duty, packed in accordance with the usual market practice and loaded at the buyer's option on buyer's carts, lorries or other means of transport, or into railway wagons at the railway station or siding generally used by the producer, and includes all incidental charges which are on account of the ex-factory seller.

(c) "Gur" means the article commonly known as gur, gul, jaggery, palmyra jaggery, shakkar and rab, and includes raw sugar and uncrystallised sugar in any other form comprising of original and convertible molasses and other impurities, inherent or foreign prepared by boiling cane or palmyra juice.

(d) "Producer" means a person carrying on the business of manufacturing sugar or gur or both.

(e) "Sugar" means:—

(i) any form of sugar containing more than 90 per cent of sucrose including Khandsari sugar sugarcandy and Bura sugar; and

(ii) any sugar of crystalline structure.

3. *Power to fix minimum price for Sugarcane.*—(1) The Central Government may, after consultation with such authorities, bodies or associations as it may deem fit, by notification in the Official Gazette, from time to time, fix in respect of any area the minimum price to be paid by a producer or his agent for sugarcane purchased by him in that area.

(2) No person shall sell or agree to sell sugarcane to a producer and no producer shall purchase or agree to purchase sugarcane at a price lower than that notified under this clause.

4. *Power to regulate movement of sugarcane and production and movement of Gur and Sugar.*—The Central Government may by order published in the Official Gazette.

(a) prohibit or restrict the export of sugarcane from any area,
(b) direct that no gur or sugar shall be manufactured from sugarcane except under and in accordance with the conditions specified in a licence issued in this behalf, and
(c) prohibit or restrict the despatch of gur or sugar from any State or any area therein.

5. The Central Government may be general or special order direct that no person shall transport or offer or accept for transport, whether by rail, road or water, all or any specified type or grade of sugar except under :—

(a) a general or special permit issued in this behalf.
(b) a Military Credit Note.

Provided that nothing in this clause shall apply to the transport of sugar not exceeding five seers as part of the personal luggage of a *bona fide* traveller.

6. *Power to fix sugar and gur price.*—(1) The Central Government may, from time to time, by notification in the Official Gazette fix the price or the maximum price at which any sugar or gur may be sold or delivered, and different prices may be fixed for different areas or different types or grades of sugar or gur.

(2) Where the price or the maximum price has been so fixed, no person shall sell or purchase or agree to sell or purchase any sugar or gur at a price in excess of that fixed under sub-clause (1).

Provided that the price at which sugar may be sold for delivery otherwise than at ex-factory price shall not exceed the price or the maximum price, as the case may be, fixed under sub-clause (1) for sale at ex-factory price *plus* such charges, in respect of transport to or in specified areas and other incidental charges as are approved by the Central Government.

7. *Power to allot quotas of sugar and gur.*—The Central Government may, from time to time by order,

(i) allot quotas of sugar or gur to any specified State or area,
(ii) issue directions to any producer or dealer to supply sugar or gur of such type or grade, in such quantities to such areas or markets or to such persons or organisations and at such prices as may be specified in the Order.

Provided that where the price or maximum price of any sugar or gur has been fixed under sub-clause (1) of Clause 6 the Central Government shall in respect of such sugar or gur specify in the order the price or the maximum price, as fixed.

8. *Power to issue directions to producers and dealers.*—The Central Government may, from time to time, by general or special order issue to any producer or dealer or any class of producers or dealers such directions regarding the production,

336

maintenance of stocks, sale, price, grading, packing, marking, weighment, disposal, delivery and distribution of sugar or gur as it may deem fit.

9. Any Officer empowered in this behalf by the Central Government may,

(a) direct any producer or dealer to maintain such Records as he may specify;
(b) direct any producer or dealer to furnish such information as he may require;
(c) inspect or cause to be inspected any books or other documents belonging to or under the control of a producer or a dealer;
(d) enter and search or authorise any person to enter and search any premises of a producer or a dealer.

10. Every producer, dealer or other person to whom any order or direction is issued under any powers conferred by or under this order shall comply with such order or direction.

11. The Central Government may, by notification in the Official Gazette, direct that all or any powers conferred upon it by this order shall, subject to such restrictions, exceptions and conditions if any, as may be specified in the direction, be exercisable also by :—

(a) any officer or authority of the Central Government.
(b) a State Government or any officer or authority of a State Government.

12. (1) The following Orders are hereby repealed :—

(a) The Sugar Stocks (Control) Order, 1949; and
(b) any Order made by a State Government or other authority regulating or prohibiting the production, supply and distribution of sugar or gur and trade and commerce therein which is inconsistent with the provisions of this Order.

(2) An Order made by any authority, which is in force immediately before the commencement of this Order and which is consistent with this Order, shall continue in force and all appointments made, prices fixed, licences and permits granted, and directions issued under any such Order and in force immediately before such commencement shall likewise continue in force and be deemed to be made, fixed, granted, or issued in pursuance of this Order.

[No. SV-105 (2)/50-51.]

N. T. MONE, Jt. Secy.

Printed by the Director of Printing, Stationery and Publications at the Government Press, Bangalore.

337

NOTIFICATION.

No. H. B. 7150—Ptl, Dated Bangalore, 1st November 1950.

Ordered that the accompanying Notification No. III—P. M. T (X-4)—50-N—10 dated the 29th September 1950, published in the *Gazette of India* be republished in the *Mysore Gazette*, for general information.

By Order of His Highness the Maharaja,

K. SRINIVASAN,
Chief Secretary to Government.

Copy of Notification dated the 29th September 1950, issued by the Government of India, Ministry of Rehabilitation, New Delhi.

III—P. M. T. (X-4) 50—N-10:—In exercise of the powers conferred by section 4 of the Influx from Pakistan (Control) Act, 1949, (XXIII of 1949), the Central Government is pleased to direct that the following further amendment shall be made in the permit system Rules, 1949, namely:—

To Rule 20 of the said Rules, the following shall be added, namely:—

"No person whose permit has been so cancelled shall stay in India for a period exceeding fifteen days from the date of cancellation of the permit".

NOTIFICATION.

(HOME DEPARTMENT.)

No. H. B. 7181—Ptl., dated Bangalore, 1st November 1950.

Ordered that the accompanying Notification bearing No. III—P. M. T. (X-4)—50-N (11) No. dated 9th August 1950 of the Government of India be republished in the *Mysore Gazette* for general information.

By Order of His Highness the Maharaja,

K. SRINIVASAN,
Chief Secretary to Government.

Copy of Notification dated 9th August 1950, from the Under Secretary to the Government of India, Ministry of Rehabilitation, New Delhi.

No. III—P. M. T. (X-4) 50—N (11):—In exercise of the powers conferred by section 4 of the Influx from Pakistan (Control) Act, 1949 (XXIII of 1949), the Central Government is pleased to direct that the following further amendment shall be made in the permit system Rules, 1949 namely:—

In each of Forms A and B set out in Appendix 1, to the said rules, for item 13, the following item shall be substituted namely:—

13 The date from and the period for which the permit is required.

642
338

NOTIFICATION.

(HOME DEPARTMENT).

No. H.B. 7250—Ptl., 14-50-2, Bangalore, dated 3rd November 1950.

The following Notification No. 4—8—49—(A)—F.I., dated 17th August 1950, of the Government of India, Ministry of Home Affairs, New Delhi, is republished in the *Mysore Gazette* for general information :—

"In exercise of the powers conferred by clause (1) of article 258 of the Constitution, the President is pleased to entrust to the Government of Jammu and Kashmir, Madhya Bharat, Mysore, Patiala and East Punjab States Union, Saurashtra and Travancore-Cochin, with their consent, the functions of the Central Government under section 5 of the Indian Passport Act, 1920, (XXXIV of 1920), and rule 2 of the Indian Passport Rules, 1950."

By Order of His Highness the Maharaja,

K. SRINIVASAN,
Chief Secretary to Government.

NOTIFICATION.

No. L.D. 2278—L.A. 47-49-14, dated Bangalore, 2nd November 1950.

In exercise of the powers conferred by Article 195 read with clause (9) of Article 238 of the Constitution of India, the *Rajpramukh* of Mysore His Highness the Maharaja is pleased to order that in addition to the allowances determined in Notification No. L.D. 1197—R. A. 47-49-5, dated 28th February 1950, the members of the Legislative Assembly of Mysore shall be paid a lunch allowance as hereunder :—

Lunch allowance in lieu of free lunch which was hitherto being supplied, in addition to daily allowance.	Rupees TWO per day of session.

JAYA CHAMARAJA WADIYAR,
Maharaja of Mysore.

By Order of His Highness the Maharaja,

B. S. PUTTASWAMY,
Legal Remembrancer and Secretary to Government, Law Department.

Printed by the Director of Printing, Stationery and Publications at the Government Press, Bangalore.